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472-8368

December 16, 1997

Mr. Wesley Stout  
P. O. Box 525  
Lagoda, IN 47954-9348

Re: Preliminary Patentability Search  
Docket No. 9278.01

Dear Mr. Stout:

We thank you for once again selecting our law firm to conduct the preliminary patentability search for your invention.

Our file is identified by the above referenced docket number. In communicating with our firm, we would appreciate your use of this docket number. This will assist us in responding to your communications in the most efficient manner.

It typically takes about two to three weeks to conduct the preliminary patentability search at the U.S. Patent and Trademark Office. We will provide you with copies of patents considered relevant to your invention, together with our written report. In many instances, we find it is beneficial to hold a telephone conference with the inventor about the patent search. This is included at no additional cost to you.

Should you have any questions about the search, please call toll free on 1-800-472-8368 (1-800-4-PATENT), or locally at 703-486-1000. We will be pleased to answer any questions you may have.

Very truly yours,

LITMAN LAW OFFICES, LTD.



Richard C. Litman  
Registered Patent Attorney

RECEIVED  
SEP 17 2004  
OIP/E/JCWS

RCL:msl

# ADVICE OF CHARGE

**FARMERS STATE BANK, NEW ROSS, LADOGA, IN**

**DEC 15** 19 **97** Our. No. **82101**

WE HAVE THIS DAY CHARGED YOUR ACCOUNT WITH THIS BANK AS FOLLOWS:

1. Insufficient Funds 2. Endorsement Missing 3. Endorsement not as Drawn 4. Not on us 5. Signature 6. Uncollected Funds 7. No Account 8. <b>WIRE TRANSFER &amp; FEES</b>	Key	Drawn On	Drawn By	Amount	
	8	WIRE TO LITMAN LAW OFFICE		300	00
		WIRE FEES		15	00
We Charge Your Account				315	00

06661 N

**MR WESLEY STOUT III**  
**938 E TAYLOR ST APT 6**  
**LADOGA IN 47954**

Approved By \_\_\_\_\_

⑈5509⑈1089⑈

89

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SEP 17 2004  
OIFE/JCWS

Ms. Thyu Pardo, Patent Examiner  
U.S. Patent And Trade Marks Office  
2121 Crystal Drive  
Arlington, Va. 22202

Re; U.S. Patent Application No. 09/100,934  
Filed June 22-1998

Dear Ms. Pardo,

My Power Of Attorney, Mr. Michael D. Beck representing me at the PTO. Has moved to another law firm. I haven't caught up with him as yet. I was out of town.

Ms. Pardo, searching thru my records I found a "Response To Advisory Action" dated January 26-2001, A Declaration Under 37 CFR 1.131 in reference to "Diligence" and "Reduction To Practice on my behalf from January 01-1995 to March 08-1996 thru June 22-1998. The document having an omission. This was in no way my appointed Attorneys fault. I simply overlooked it due to one of several WW II Service Connected Combat Injuries. It was the omission of medically charted combat injuries I wanted sent to you with the Declaration. Which is a matter of record with the VA.

#### AS TO DILIGENCE

AS IT WAS EXPLAINED TO ME BY THE PTO help line, That there was NO! hard fast rule. "ATTENTION" AND CARE" in a given situation. The following was my given situation January 01-1995 my date of my "Algorithm" conception. Inclosed please find my VA Medical Chart .

What you are looking at on this chart or diagram, is a head full of shrapnel, causing sever head aches and dizziness at least once a day. Along with some blurred vision. Also a walking problem due to a fractured right ankle. A right hand finger injury creating writing and typing problems. Because I did all of my own work All of this a part of my Service Connected 100% disability. The VA causing my file delay untill my VA benefits were completely confirmed. Because of a fire in the Army Medical Records Depository in St. Louis Mo. in 1965 or 68 ? Then there was the problem of my wife. Cancer Surgery and 23 radiation treatment that destroyed her bladder causing kidney poison every 2 mos. Also Bowl surgery and a blood clot formed in her right arm. Also a fall at home that broke her left arm, She is still under Drs. care yet today and for the rest of her life.

And of course my Quadruple Heart By Pass.

To support the above, I have 3 Honorable Military Discharges, 2 Purple Hearts, a Bronze Star Medal, A French Citation, 2 Silver Battle Stars A Good Conduct Medal, and a lot of memories.

RECEIVED  
May 21-2001

SEP 17 2004

OIPE/JCWS

AS TO REDUCTION TO PRACTICE

An "Algorithm" such as mine conception date of January 01-1995 once the Integers Algorithm was conceived and tested over and over for accuracy. There was nothing left to do. Integers UNLIKE! objects invented made of tangible material substances that could be perhaps improved upon. Once the Integers were correlated to a proper format the work to reduce to practice was done.

Contacts all over the US. was made, but nothing revealed. Proof was furnished to the PTO for this endeavor.

Ms. Pardo My Diligence was performed as best as they could be by me given my Situation. Which also applies to "Reduced To Practice"

I would hope the PTO would reconsider this rejection. Due to my unusual circumstances and situation.

Respectfully Submitted  
Wesley Stout III (Applicant)  
311 E Main St. P.O.Box 525  
Ladoga, In. 47954  
1-765-942-2037

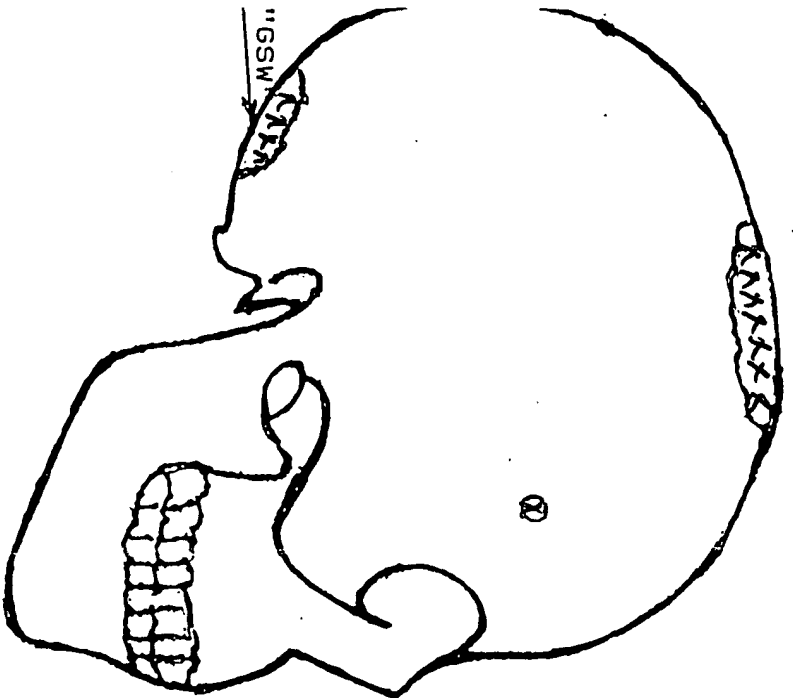
A handwritten signature in cursive script that reads "Wesley Stout III". The signature is written in dark ink and is positioned below the typed name and address.

10/96

SCATTERED "ANATOMICAL" LOCATION OF:

RESIDUAL FRAGMENT WOUNDS TO THE SKULL, WITH RETAINED FOREIGN BODIES.

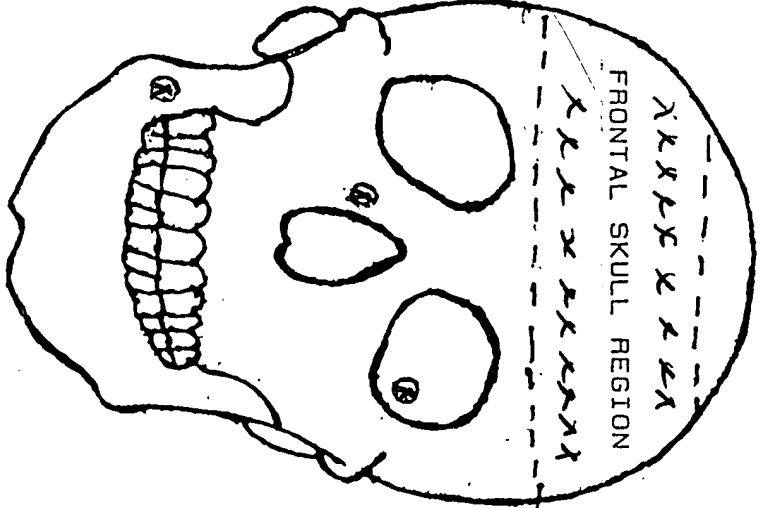
EACH EFFECTING A SEPERATE FUNCTION OF THE BODY INDEPENDENT OF EACH WOUND.



RIGHT VIEW

(VAMC) 1984, 1996

- RIGHT, CHEEK
- LEFT, ORBITAL
- MOUTH, (area)
- RIGHT, FACIAL, (mandible area)
- LEFT FRONT, (parietal area)
- 1984 (VAMC) SHRAPNEL DISCOVERY
- NOT! PROPERLY REPORTED BY THE
- (VAMC) RADIOLOGY.



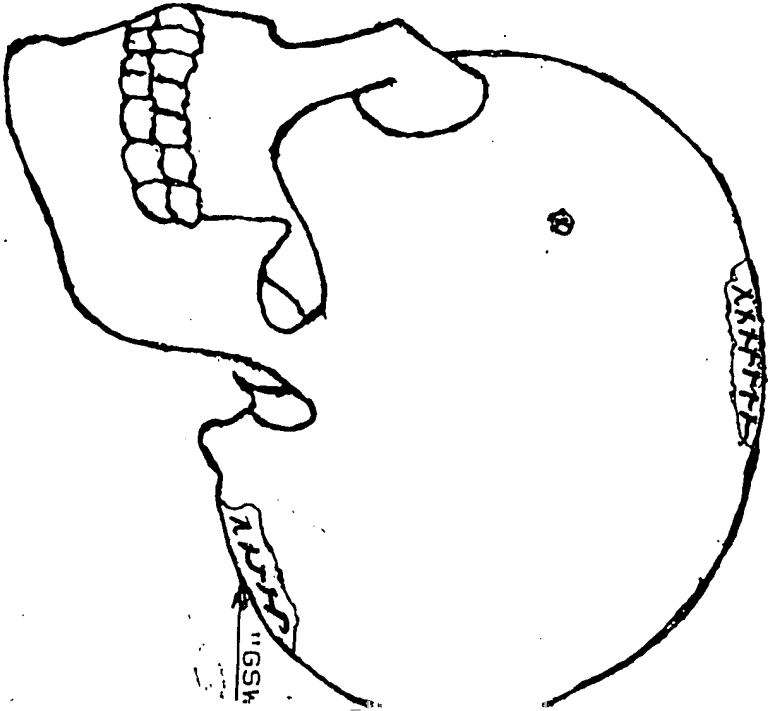
FRONT VIEW

DR BARRY MATHISON, MD 1996

- RIGHT, SINUS, (maxilla area)
- RIGHT, TEMPORAL, (skull area)
- OCCIPITAL, (skull area)

MRI

FRONTAL, SKULL, (area) (scattered particulate material)



LEFT VIEW

STIPULATIONS

- R, CHEEK, R NUS, (ARE THE SAME)
- R, MANDIBLE, MOUTH (ARE THE SAME)

DR. JOHN E PLESS MD 1989

WESLEY STOUT III  
S.S.#. 314-12-4468  
DOB. 01-25-22  
C-11-827-200  
1-317- 1-2037

Commissioner OF Patent & Trade Marks  
2121 Crystal Drive  
Arlington, Va. 2202

Program Law Office

Att: Mr. Nicholas P Godici, (Commissioner)

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SEP 17 2004  
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Re; Adamchick Patent Application #5,761,688 Filed Oct.29-1996.

Issued June 02-1998

Vs.

Stout Patent Application No. 09/100,934 Filed June 22-1998.

#### PETITION FOR COMPLAINT

Reconsideration of the present application is earnestly solicited for the following extenuating circumstances, To Swear Behind.

(1) A preliminary Patentability Search Docket No. 9278.01 dated December 16-1999 by The Litman Law Offices, LTD Arlington Va. failed to reveal Adamchick Patent Application of Oct.29-1996.

(2) A Supplemental Information Disclosure Statement, Dated April 19-1999, By The Law Offices of Woodard, Emhardt, Naughton, Moriarty, and McNett, Indianapolis Indiana, Revealed Adamchick Patent 5,761,688 issued June 02-1998.

#### REMARKS

By dated documented evidence here in submitted. The present applicant Wesley Stout III could not have resorted to "Obviousness" use of (7) numbers Vs. Adamchick (6) number computer data date format system. Reason being, applicant Stout had no prior knowledge of Adamchick or his Patented data date system.

At the time applicant Stout filed his Patent Application June 22-1998. Adamchick Application was in a Patent Protection State of October 29-1996 by The U.S. Patent And Trade Mark Office.

My intellectual thought process conceived my computer data date for/mat system idea of (7) number combination at a conception date of Jan.01-1995. Without the slightest chance of competition.

I WAS THE FIRST TO INVENT NOT THE FIRST TO FILE.

For personal unpredictable medical problems ,

I had fallen sometime prior to Application Date and broke (5) ribs. Cause was secondary to a WW II service connected combat injury. I was not able to work. On December 25-1994 I had a major heart attack,

Which required a quadruple by pass surgery. Then my wife took ill. Cancer was diagnosed, radical emergency surgery was scheduled for her. Then a second emergency surgery was needed for a ruptured bowl. After her recover of (2) surgeries and (32) radiation treatments she fell and broke her right arm. which set up a blood clot. It was back to the hospital and intensive care for the blood clot.

All of these unforeseen medical misshapings prevented me from a much earlier Patent Application File Date. The medical expenses had to be satisfied first. I did not make a sufficient financial recovery untill 1997.

Sir; I am a (79 ) year old WW II combat veteran,with a 100% service connected disabilities. Granted by the VA.

I received (2) Purple Hearts,A Bronze Star Medal,A Good Conduct Medal, A French Citation,(3) Major Battle Stars, all for the good of our country. Without second thought or hesitation on my part.

And now because of a unwarranted assumption by a Patent Examiner. That I knew of or possibly seen or heard of Adamchick Patent of (6) numbers is without legal evidence. IS nothing but guess work on the examiners part nothing more. In view of documents submitted to support the inventors statements of honesty and integrity.

The petitioner Wesley Stout III earnestly seeks your solicitation to a fair and just satisfactorily end. Due to the surrounding set of extraordinary circumstances. And the necessitated employment of (3) seperate Law Firms to accomplish one simple act of a Patent grant.

Respectfully Submitted



Wesley Stout III (inventor and petitioner)

April 03-2001

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